

CHAPTER 1.01

Code Adoption

1.01.010 Adoption.

Pursuant to the provisions of Sections 7.11 and 7.14 of the Home Rule Charter of the City of Evans, there is adopted the "Evans Municipal Code." (Ord. 1124-98, 1998; Ord. 597 84, 1984)

1.01.020 Title – citation – reference.

The Code shall be known as the *Evans Municipal Code* and it shall be sufficient to refer to said code as the Evans Municipal Code in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall be sufficient to designate any ordinance adding to, amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to, correction or repeal of the Evans Municipal Code. Further reference may be had to the titles, chapters, sections and subsections of the Evans Municipal Code and such references shall apply to that numbered title, chapter, section or subsection as it appears in the Code. (Ord. 597 84, 1984)

1.01.030 Ordinances passed prior to adoption of Code.

The last ordinance included in the original code was Ordinance 571 83, passed October 4, 1983. The following ordinances, passed subsequent to Ordinance 571 83, but prior to adoption of this Code, are adopted and made a part of this Code: Ordinances 572 83, passed November 15, 1983 through 596 84, passed August 21, 1984. (Ord. 597 84, 1984)

1.01.040 Codification authority.

This Code consists of all the regulatory and penal ordinances and certain of the administrative ordinances of the City, codified pursuant to the provisions of Sections 31-16-201 through 31-16-208, C.R.S. (Ord. 597 84, 1984)

1.01.050 Reference applies to all amendments.

Whenever a reference is made to this Code as the "Evans Municipal Code" or to any portion thereof, or to any ordinance of the City, the reference shall apply to all amendments, corrections and additions heretofore, now or hereafter made. (Ord. 597 84, 1984)

1.01.060 Title, chapter and section headings.

Title, chapter and section headings contained in this Code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter or section thereof. (Ord. 597 84, 1984)

1.01.070 Reference to specific ordinances.

The provisions of this Code shall not in any manner affect matters of record which refer to, or are otherwise connected with ordinances which are therein specifically designated by number or otherwise and which are included within the Code, but such reference shall be construed to apply to the corresponding provisions contained within this Code. (Ord. 597 84, 1984)

1.01.080 Effect of Code on past actions and obligations.

Neither the adoption of this Code nor the repeal or amendment of any ordinance or part or portion of any ordinance of the City shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date of the ordinances codified in this Chapter, nor be construed as a waiver of any license, fee, or penalty at said effective date due and unpaid under such ordinances, nor be construed as affecting any of the provisions of such ordinances relating to the collection of any such license, fee, or penalty, or the penal provisions applicable to any violation thereof, nor to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed or deposited pursuant to any ordinance and all rights and obligations thereunder appertaining shall continue in full force and effect. (Ord. 597 84, 1984)

1.01.090 Effective date.

This Code shall become effective on the date the ordinance adopting this Code as the "Evans Municipal Code" shall become effective. (Ord. 597 84, 1984)

1.01.100 Constitutionality.

If any section, subsection, sentence, clause or phrase of this Code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Code. The City Council hereby declares that it would have passed this Code, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one (1) or more sections, subsections, sentences, clauses or phrases had been declared invalid or unconstitutional, and if for any reason this Code should be declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect. (Ord. 597 84, 1984)